



structural obstacles (such as posts, etc, but not building structures) on the property that interfere with the aforementioned purpose and work.

The Court further ORDERS:

2. The United States will give Defendant seventy-two (72) hours notice by e-mail, to David Garza, attorney for the Pharr Oratory, at dgarza@garzaandgarza.com, prior to entry upon the land. The Defendant will have forty-eight (48) hours to notify the Government that entry upon the land as noticed by the Government is not possible due to a conflicting event to be held on the Property. If the Defendant invokes this right of conflict on two occasions, the Government may then enter the property with seventy-two (72) hours notice, but defendant will not be entitled to object or prevent entry.
3. Separately, the government agrees that it will not enter the land at the following days: Saturday, Sunday, or Christmas, April 18, 2019 and April 19, 2019.
4. All tools, equipment, and other property taken upon or placed upon the land by the Government shall remain the property of the Government. No tools, equipment, or other property will be stored upon the land by the government, except when in actual or imminent use. All property will be removed after the survey and assessment easement work is completed within one week.

Signed on this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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Randy Crane  
United States District Judge

APPROVED & ENTRY REQUESTED:

**RYAN K. PATRICK**

United States Attorney  
Southern District of Texas

By: *s/John A. Smith, III*

**JOHN A. SMITH, III**

Assistant United States Attorney  
Southern District of Texas No. 8638  
Texas Bar No. 18627450  
One Shoreline Plaza  
North Shoreline Blvd., Suite 500  
Corpus Christi, Texas 78401  
Telephone: (361) 888-3111  
Facsimile: (361) 888-3234  
E-mail: jsmith112@usdoj.gov  
Attorney in Charge for Plaintiff

*/s/ David C. Garza*

**DAVID C. GARZA (Attorney in charge)**

Texas State Bar No. 07731400  
Southern District of Texas ID No. 3778  
dgarza@garzaandgarza.com  
GARZA & GARZA, L.L.P.  
680 East St. Charles, Suite 300  
P.O. Box 2025  
Brownsville, Texas 78522-2025  
Telephone: (956) 541-4914  
Fax: (956) 542-7403  
Attorney for Defendant  
**The Pharr Oratory of St. Philip Neri of  
Pontifical Rite**

**CERTIFICATE OF SERVICE**

I, John Smith, Assistant United States Attorney for the Southern District of Texas, do hereby certify that on December 18, 2018, I sent a true and correct copy of the foregoing document via ECF to the all parties still remaining in this case.

By: *s/John A. Smith, III*  
**JOHN A. SMITH, III**  
Assistant United States Attorney